

## Message Text

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ORIGIN AF-18

INFO OCT-01 ISO-00 AID-20 IGA-02 L-03 EB-11 COME-00

CIAE-00 INR-10 NSAE-00 RSC-01 XMB-07 INRE-00 NSCE-00

SSO-00 /073 R

DRAFTED BY AF/C:RRSTRAND:DJW

APPROVED BY AF/C - HERMAN J. COHEN

EXIMBANK - DLOW (SUBS)

----- 040348

O 012124Z FEB 74

FM SECSTATE WASHDC

TO AMEMBASSY KINSHASA IMMEDIATE

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E.O. 11652: N/A

TAGS: BPRO, CG

SUBJECT: INGA-SHABA LINE

REF: KINSHASA 0987

FOR NEWLIN FROM COHEN

1. WE HAVE DISCUSSED TIMING OF TEAM VISIT WITH EXIM AND MILBANK TWEED. PREPARATORY WORK STILL REMAINING TO BE COMPLETED BEFORE DEPARTURE PRECLUDES ARRIVAL KINSHASA EARLIER THAN FEBRUARY 6. TEAM WILL BRING EXECUTION COPIES OF ALL DOCUMENTS, AND FNCB AND EXIM REPS WILL BE EMPOWERED TO MAKE PEN AND INK CHANGES ON THE SPOT.

2. SINCE DEADLINE FOR MORRISON-KNUDSEN TO GIVE INSTRUCTIONS TO SUPPLIERS IS FEBRUARY 15, LOAN AGREEMENTS AND ANCILLARY DOCUMENTS WILL HAVE TO BE EXECUTED BY FEBRUARY 14 IF PROJECT IS TO GO AHEAD. EXIM AND MILBANK TWEED BELIEVE THIS CAN BE ACCOMPLISHED BUT THAT IT WILL REQUIRE PRESENCE OF GOZ OFFICIALS WITH AUTHORITY TO DECIDE A FEW POINTS OF

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SUBSTANCE RAISED BY EXIM AND FNCB SINCE MILBANK TWEED

SECURED GOZ ACCEPTANCE OF TERMS OF THE LOAN AGREEMENTS.  
IT WILL ALSO REQUIRE CARRYING TO EUROPE TWO OR THREE  
DOCUMENTS WHICH MUST BE SIGNED BY PRESIDENT MOBUTU  
(CHANGE IN SNEL STATUTES, BORROWING AUTHORIZATION FOR SNEL,  
AND PERHAPS AUTHORIZATION FOR MINISTRY OF FINANCE TO

EXECUTE LOAN GUARANTEE).

3. MORRISON-KNUDSEN PRESIDENT MCMURREN HAS TOLD  
AMBASSADOR VANCE THAT IF LOAN AGREEMENTS AND ANCILLARY  
DOCUMENTS ARE NOT SIGNED BY FEBRUARY 14, COMPANY WILL  
HAVE TO CANCEL 140 MILLION DOLLARS IN ORDERS NOW  
OUTSTANDING AND PAY CANCELLATION PENALTIES (FOR WHICH  
IT ALREADY HAS LETTERS OF CREDIT). GIVEN TIGHT SUPPLY  
SITUATION, REPLACING OF ORDERS WOULD BE DIFFICULT.  
PROJECT WOULD BE SERIOUSLY DELAYED AT BEST AND WOULD  
PROBABLY BE DIFFICULT TO PUT BACK TOGETHER AT ALL.

4. WE LEAVE TO YOUR JUDGMENT WHETHER TO IMPRESS URGENCY  
OF SITUATION ON BOKANA FURTHER AND WHETHER TO ADVISE  
HIM THAT REAL DEADLINE IS FEBRUARY 14. (KOHNE GAVE FEB 10  
AS DEADLINE TO ALLOW A FEW DAYS' BUFFER.)

5. TEAM ARRIVING KINSHASA FROM US FEBRUARY 6 (PANAM  
FLIGHT 184 ETA 1815) WILL COMPRISE: FRANK LOGAN AND  
WARREN COOKE OF MILBANK TWEED; DENNIS DEMUNNICK, VICE  
PRESIDENT FNCB; DAVID LOW, COUNSEL FOR EXIM; MIKE  
SHIRLEY OF MORRISON-KNUDSEN; AND A LAWYER FROM SHERMAN  
AND STERLING, REPRESENTING FNCB AND THE OTHER LENDERS.  
PLEASE PROVIDE WORK SPACE AND SECRETARIAL AND TRANSLATING  
ASSISTANCE AS REQUIRED. RESERVATIONS HAVE BEEN MADE  
FOR GROUP AT INTERCONTINENTAL FEB 6-15 BUT CONFIRMATION  
BY EMBASSY WOULD BE APPRECIATED. KISSINGER

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## Message Attributes

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**Disposition Approved on Date:**  
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